

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOSEPH MILLER,

Plaintiff

v.

UNITED STATES OF AMERICA, et al.

Defendants

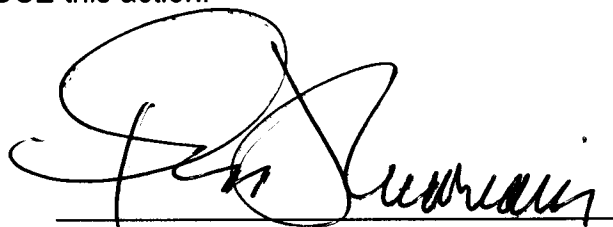
3:18-CV-2456

(JUDGE MARIANI)

ORDER

AND NOW, THIS 2nd DAY OF JANUARY, 2020, upon review of Chief Magistrate Judge Schwab's Report and Recommendation ("R&R") (Doc. 33) for clear error or manifest injustice, **IT IS HEREBY ORDERED THAT:**

1. The R&R (Doc. 33) is **ADOPTED** for the reasons stated therein.
2. Plaintiff's action is **DISMISSED** for failure to comply with the Court's Orders and for failure to prosecute this action.<sup>1</sup>
3. The Clerk of Court is directed to **CLOSE** this action.



Robert D. Mariani  
United States District Judge

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<sup>1</sup> Chief Judge Schwab's reasoning and conclusion that Plaintiff has failed to prosecute and has abandoned this action is further supported by Plaintiff's failure to file any Objections to the pending R&R despite two-and-a-half months having passed since its issuance on October 18, 2019.

The Court also agrees with the R&R's findings that an application of the *Poulis* factors further supports the dismissal of this action. See Doc. 33, at 7-11; *Poulis v. State Farm Fire and Cas. Co.*, 747 F.2d 863 (3d Cir. 1984).